

2 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
3 REGION IX

4 IN THE MATTER OF:)

5 Approximately 640 Acres)
6 of Land Located in)
7 Section 19, Township 13N,)
8 Range 10W of the Bluewater USGS)
9 Quadrangle (A Portion of the)
10 Bluewater Uranium Mining Sites))

11 Respondents:)

12 The Cerrillos Land Company, the)
13 Santa Fe Pacific Railroad Company,)
14 and the Atchison, Topeka & Santa)
15 Fe Railway Company)

ADDENDUM TO EPA
ADMINISTRATIVE ORDER
NO. 91-16 UNDER SECTION
106 OF THE COMPREHENSIVE
ENVIRONMENTAL RESPONSE,
COMPENSATION, AND
LIABILITY ACT OF 1980
as amended, 42 U.S.C.
Section 9606(a)

16 Pursuant to the discussions held between EPA representatives
17 and the Respondents at the August 13, 1991 informal conference on
18 EPA Order No. 91-16, and subsequent communications between the
19 parties (including the Respondents' post-conference submittal)
20 concerning certain legal issues addressed in the Order, EPA Order
21 No. 91-16 is hereby clarified and amended as follows (altered
22 language is underlined for ease of reference):

- 23 1. Page 7, lines 5 and 6 are amended as follows: "...are now
24 sister subsidiaries of SFP Properties, Inc. SFP Properties,
25 Inc. is itself a..."
- 26 2. Page 13, line 10 is amended as follows: "...As indicated in
27 Section II.E.1 of this Order..."

1 3. Page 15, lines 21 and 22 are amended as follows: "...all of
2 EPA's comments, provided that such comments are not incon-
3 sistent with the provisions of the National Contingency
4 Plan, and resubmit the plan to EPA..."

5
6 4. Page 16, lines 16 and 17 are amended as follows:
7 "...contained in 29 CFR Part 1910.120, which are..."

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9 5. Page 16, lines 20 and 21 are amended as follows: "...all of
10 EPA's comments, provided that such comments are not incon-
11 sistent with the provisions of the National Contingency
12 Plan, and resubmit the plan to EPA..."

13
14 As discussed and agreed at the informal conference, several
15 technical and related issues which were addressed in EPA Order
16 No. 91-16 (and were referenced in Respondents' post-conference
17 submittal) shall be clarified, confirmed, or amended in a
18 separate addendum, to be provided to the Respondents by EPA On-
19 Scene Coordinator Robert E. Bornstein. Since OSC Bornstein has
20 remained in the field since the time of the informal conference,
21 it has been logistically impossible for EPA to incorporate in
22 this addendum all of the technical and related considerations
23 that he is presently discussing with Respondents' representatives
24 (as referenced in Item Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, and 12 of
25 the Respondents' post-conference submittal to EPA).

Pursuant to an agreement reached on August 20, 1991 by counsel for EPA and the Respondents, the effective date of EPA Order No. 91-16 has been extended to today, August 23, 1991. However, due to the logistical and communications difficulties associated with OSC Bornstein's presence at the remote Bluewater Sites, EPA hereby agrees to extend the date for Respondents' formal notification of EPA regarding their intention to comply with the Order, until Wednesday, August 28, 1991.

Executed on this 23rd day of August 1991.

By: Linda P. Wandres

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EPA Region IX